



1651-35ew

PATENT  
Attorney Docket No.: UCSD1630-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Fenical et al. Art Unit: 1651  
Application No.: 09/991,518 Examiner: I. Marx  
Filing Date: November 16, 2001 Confirmation No.: 7755  
Title: MARINE ACTINOMYCETE TAXON FOR DRUG AND  
FERMENTATION PRODUCT DISCOVERY

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith for the above-identified application please find:

1. Information Disclosure Statement (2 pgs.);
2. Form PTO-1449 (1 pg. in duplicate);
3. Supplementary Partial European Search Report (4 pgs.);
4. Three (3) References; and
5. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, August 26, 2004, in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Gregory P. Austin  
(Name of Person Mailing Paper)

Gregory P. Austin  
(Signature)

August 26, 2004  
(Date)

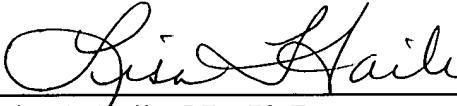
In re Application of:  
Fenical et al.  
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Page 2

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No fee is deemed necessary in connection with the filing of this Information Disclosure Statement as the items of information contained in this statement were cited in a communication from a foreign patent office in a counterpart foreign application, the communication being dated June 23, 2004, which is not more than three months prior to the filing of this statement. However, if any fee is required, authorization is hereby given to charge the amount of any such fee, or credit any overpayment, to Deposit Account No. 50-1355. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Date: August 26, 2004

  
Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133  
USPTO CUSTOMER NO. 28213



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INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. § 1.97, enclosed are references relating to the above-identified application. For the convenience of the Examiner, the references are listed on the attached Form PTO-1449 and a copy of each of the references is enclosed herewith. A copy of the Supplementary Partial European Search Report listing the references also is enclosed.

It is respectfully requested that the references be considered in the examination of this application and their consideration be made of written record in the application file.

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_____ Gregory P. Austin (Name of Person Mailing Paper)	
_____ Gregory P. Austin (Signature) _____ August 26, 2004 (Date)	

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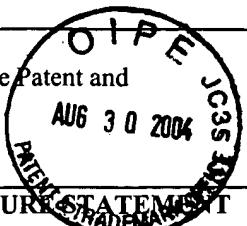


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<b>FORM PTO-1449</b> U.S. Department of Commerce Patent and Trademark Office	Docket No.: UCSD1630-1	Application No.: 09/991,518
	Applicants: Fenical et al.	Confirmation No.: 7755
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>	Filing Date: November 16, 2001	Group Art Unit: 1651



### U.S. PATENT DOCUMENTS

EXAM. INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE

### FOREIGN PATENT DOCUMENTS

EXAM. INITIALS		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION

### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages)

	AA	Hardt et al., "Neomarinone, and new cytotoxic marinone derivatives, produced by a marine filamentous bacterium (actinomycetales)", <i>Tetrahedron Letters</i> , 2000 March, 41(13):2073-6
	AB	Jensen et al., "The Relative Abundance and Seawater Requirements of Gram-Positive Bacteria in Near-Shore Tropical Marine Samples", <i>Microb Ecol.</i> , 1995, 29(3):249-57
	AC	Jiang et al., "Actinoflavoside, A Novel Flavonoid-Like Glycoside Produced by a Marine Bacterium of the Genus <i>Streptomyces</i> ", <i>Tetrahedron Letters</i> , 38(29):5065-8

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form 1449